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**PATENTS**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/759,181 Conf. No. 1314  
Applicant : Bryan Paul Morgan  
Filed : January 20, 2004  
T.C./A.U. : 1646  
Examiner : Elizabeth Kemmerer  
Title : PORCINE CD59 NUCLEIC ACIDS AND CELLS CONTAINING THE SAME

Docket No. : 10758.105093  
Customer No. : 20786

10/31/2008 GARIAS 00000010 110900 10759181  
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Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

October 14, 2008

**PETITION UNDER 37 C.F.R. §1.137(b) FOR REVIVAL OF AN APPLICATION  
UNINTENTIONALLY ABANDONED FOR FAILURE TO PAY ISSUE FEE**

Dear Sir:

The above-referenced patent application became unintentionally abandoned on October 9, 2008 for failure to timely pay the issue fee due on October 9. The Applicant's representative did not receive the notice of allowance and therefore did not have the due date in its docketing system.

Applicants hereby petition under 37 C.F.R. §1.137(b) to revive this patent application. The entire delay in prosecuting the application from the due date for responding to the Office Action until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional. Applicants enclose the issue fee and transmittal and request expedited review of this petition.

**Certificate of Facsimile Transmission**

I hereby certify that this correspondence is being submitted via facsimile to the Commissioner for Patents at 571-273-8300 on October 14, 2008.

  
Susanne Hollinger, Rez. No. 51.811